

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN

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CANADIAN NATIONAL RAILWAY  
COMPANY; CERTAIN  
UNDERWRITERS AT LLOYD'S  
LONDON SUBSCRIBING TO  
POLICY NOS. 1814950, 1814958,  
1814959, 1814960, 1814961, 1814963,  
1814973; AMERICAN  
INTERNATIONAL GROUP UK  
LIMITED, f/k/a/ AIG EUROPE  
LIMITED; AXA XL, f/k/a XL  
INSURANCE COMPANY OF  
CANADA; ROYAL & SUN  
ALLIANCE INSURANCE  
COMPANY OF CANADA; STARR  
INSURANCE & REINSURANCE  
LIMITED; HDI SPECIALTY  
INSURANCE COMPANY;  
ASSICURAZIONI GENERALI  
S.p.A., IRONSHORE INSURANCE  
LTD.; and OIL CASUALTY  
INSURANCE, LTD., as Subrogees of  
Canadian National Railway Company;

Case No. 21-cv-11931

Hon. Linda V. Parker  
Magistrate Curtis Ivy, Jr.

Plaintiffs,

v.

THE DAVID J. JOSEPH COMPANY,

Defendant.

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**NOTICE OF MOTION TO CONSOLIDATE**

Please take notice that pursuant to Fed. R. Civ. P. 42(a)(2) and Local Rule 42.1, Defendant David J. Joseph Company has filed a Motion to Consolidate this case with the earlier filed Case No. 21-cv-11760, *Contintental Casualty Co., et al. v. David J. Joseph Company* (the "Continental Action"), in the Continental Action on August 27, 2021.

Respectfully submitted,  
Varnum LLP

Dated: August 27, 2021

By: /s/ Bradley S. Defoe  
Bradley S. Defoe (P70233)  
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**CERTIFICATE OF SERVICE**

I hereby certify that on August 27, 2021, I electronically filed the foregoing paper with the Clerk of the Court using the ECF system which will send notification of such filing to all registered ECF participants listed for this case.

Dated: August 27, 2021

By: /s/ Bradley S. Defoe  
Bradley S. Defoe (P70233)